

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RICHARD WILLIAM WARD,

Defendant.

Case No. 2:14-cr-00306-LDG-NJK

ORDER

On February 17, 2015, the Court ordered the United States to produce certain documents for *in camera* review. Docket No. 77. Specifically, the Court ordered the United States to produce Detective Kitchen's personnel files and documents from any Internal Affairs investigation of Detective Kitchen, no later than February 23, 2015. *Id.*, at 4. On February 23, 2015, the United States produced certain documents to the Court for *in camera* review. The Court determined that those documents did not need to be produced to Defendant. Docket No. 78. The Court also ordered the Las Vegas Metropolitan Police Department (LVMPD) to produce documents regarding the investigation into the incident that lead to the January 23, 2015, arrest of Detective Kitchen. *See, e.g., id.*

All documents have now been produced and the Court has reviewed them. The Court finds that Detective Kitchen's January 23, 2015, interview with LVMPD Detectives Taylor and Pretti (both the audio and the written transcript) and the search warrant affidavit for Detective Kitchen's cellular phones are potentially relevant to Detective Kitchen's credibility and therefore must be produced to Defendant. To the extent that either of these documents or the audio contain Detective Kitchen's undercover name or the

1 name of the victim or witness in the underlying state case, that information may be redacted prior to
2 production.

3 Accordingly,

4 **IT IS ORDERED** that LVMPD must produce Detective Kitchen's January 23, 2015, interview
5 with LVMPD Detectives Taylor and Pretti (both the audio and the written transcript) and the search
6 warrant affidavit for Detective Kitchen's cellular phones, in a redacted form consistent with the Court's
7 above instruction, to the United States Attorney's Office no later than May 5, 2015. The United States
8 Attorney's Office must produce these documents to Defendant's counsel no later than May 6, 2015.

9 **IT IS FURTHER ORDERED** that any supplemental briefing that arises out of the information
10 in the above-noted documents/audio shall be filed no later than May 13, 2015. A response shall be filed
11 no later than May 20, 2015, and any reply shall be filed no later than May 22, 2015.

12 **IT IS FURTHER ORDERED** that oral argument on the pending motion to suppress evidence
13 (Docket No. 37), and any supplemental briefing that arises out of the information produced as a result of
14 this Order, shall be held on May 26, 2015, at 2:00 p.m., in Courtroom 3A.

15 IT IS SO ORDERED.

16 DATED: May 1, 2015.

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20 NANCY J. KOPPE
21 United States Magistrate Judge
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